

# **EXHIBIT B**

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE

In re:	)	Chapter 11
	)	
W. R. GRACE & CO., et al.	)	Case No. 01-01139 (JKF)
	)	(Jointly Administered)
Debtors.	)	
		Re: Docket Nos. 15209, 15210, 15421

Objection Deadline: June 8, 2007 at 4:00 p.m.  
Hearing Date: June 25, 2007 at 2:00 p.m.

**DEBTORS' RESPONSE TO SPEIGHTS & RUNYAN'S MOTION TO ALTER OR  
AMEND THE COURT'S ORDER AND MEMORANDUM OPINION DISALLOWING  
AND EXPUNGING 71 CLAIMS ENTERED ON APRIL 17, 2007**

1. On April 17, 2007, this Court entered an Order and Memorandum Opinion disallowing and expunging 71 Asbestos PD claims filed by Speights & Runyan. This Opinion was the result of multiple rounds of briefing commencing with the Debtors' Thirteenth Omnibus Objection to 2,937 Unauthorized Claims Filed by the Law Firm of Speights & Runyan in September 2005 and two extensive hearings before this Court, in January 2006 and August 2006.

2. On April 27, 2007, Speights & Runyan ("S&R") moved to "alter or amend" the Court's ruling solely with respect to three claims: Bayshore Community Hospital (Claim No. 6901), Children's Hospital of Pittsburgh of UPMC Health System (Claim No. 10962) and James Memorial Hospital (Claim No. 14410).<sup>1</sup>

3. For these three claims, S&R attached to their Motion purported authority documents *that Speights & Runyan never before submitted to the Court or to the Debtors and that are different from the forms provided by S&R in 2005 for these three claimants.*

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<sup>1</sup> S&R has filed Notices of Appeal for 44 other claims. The balance of the claims are no longer at issue as a result of other rulings and withdrawals.

4. Specifically, S&R now, at this incredibly late date, attached to its April 27, 2007 Motion purported claimant authority forms that seemingly show facsimile transmissions from the claimants to S&R in March 2003. Yet S&R has *never before* provided authority forms for these three claimants that show facsimile transmission in March 2003.

5. In addition, the newly-provided authority form for claimant Bayshore is markedly different in several other respects from the Bayshore authority form produced by S&R in September 2005.

6. Thus, as more fully set forth below, (i) the purported authority documents now provided by S&R are unreliable; and (ii) they are too late.

7. As is also set forth below, the three claims at issue were NOT removed in January 2006 from the Debtors' lack-of-authority objections to S&R claims.

8. Because S&R's Motion is factually incorrect, and the documents provided in support of it are unreliable and late, S&R's Motion must be denied.

#### **Argument**

#### **I. The Three Claims That Were Excluded On January 25, 2006 From the Debtors' No Authority / Late Authority Objections Were NOT The Three Claims That Are The Subject of Speights & Runyan's Current Motion.**

9. In their Motion to Alter or Amend, Speights & Runyan asserts that the three claims that are the subject of its Motion were excluded from the Debtors' authority objections as of the January 25, 2006 hearing when those objections were heard. (Motion to Alter or Amend at ¶¶ 5-7.) Speights & Runyan's assertion is not correct.

10. After several rounds of objections and briefing and withdrawal of numerous claims by Speights & Runyan, as of December 19, 2005, 71 (seventy-one) claims that the Debtors had addressed in the 13th Omnibus Objection still contained no proof of authority to

file as of the Bar Date and still had not been withdrawn by Speights & Runyan. Pursuant to a December 19, 2005 Scheduling Order, the Debtors' lack-of-authority objections to these 71 claims were scheduled to be heard on January 24 and 26, 2006. The Debtors listed these 71 claims in Schedule 5 to the December 19, 2005 Scheduling Order, attached hereto as Exhibit A. (Dkt. 11408).

11. As stated in a January 20, 2006 Amended Notice of Agenda, arguments regarding the 71 no-authority claims were moved to January 25. See Exhibit B hereto (1/20/06 Amended Notice of Agenda, Dkt. 11608).

12. On January 25, 2006, shortly before oral arguments commenced on various issues (including lack of authority) related to S&R PD claims, the Debtors and S&R entered into a Stipulation Regarding the Withdrawal of Certain Asbestos Property Damage Claims, attached hereto as Exhibit C (Dkt. 11696). Attached to the Stipulation were two Exhibits by which S&R withdrew 65 (sixty-five) Asbestos PD claims. Id.

13. Of the 71 claims for which the Debtors continued to maintain lack-of-authority objections as of the January hearings, a comparison of (i) Schedule 5 to the 12/19/05 Order and (ii) the Stipulation signed by Debtors and S&R on 1/25/06 demonstrates that the ONLY lack-of-authority claims that were still present as of the 12/19/05 Order AND that were removed via the 1/25/06 stipulation were Immanuel Hospital (10782), Transamerica (10990), and Elliott Hospital (11579). See Exhibit C hereto.

14. The Bayshore, Children's and Jameson claims that are the subject of the present Motion were NOT withdrawn by the 1/25/06 Stipulation.

15. It was the stipulated removal of the Immanuel, Transamerica and Elliott claims that caused the number of lack-of-authority claims to drop from 71 in December 2005 to

68 as of the January 25, 2006 hearing. It was NOT, as Speights & Runyan asserts in the present Motion, any determination related to the Bayshore, Children's and Jameson claims that are the subject of the present Motion.

16. Thus, the fact that 68 (rather than 71) claims were at issue as of 1/25/06 is a red herring. The Debtors continued to maintain their lack-of-authority objections to the Bayshore, Children's and Jameson claims, and the Court correctly adjudicated those claims as part of its April 17, 2007 Opinion and Order.

**II. Speights & Runyan's Newly-Produced Purported Timely Authority for the Three Claims At Issue is Unreliable, Was Not Previously Provided, and Is Too Late.**

17. Speights & Runyan attaches to their Motion *three documents that the Debtors have never seen before*.

18. As Exhibits One, Two and Three, S&R attach documents that purport to show facsimile transmission lines showing that claimants Bayshore, Children's and Jameson supposedly faxed their authorizations to S&R prior to the March 31, 2003 Bar Date.

19. These documents are NOT the same as the documents that the Debtors received from S&R in 2005 and relied on in connection with the 13th Omnibus Objection, multiple rounds of briefing, and the January and August 2006 hearings.

20. The Bayshore, Children's and Jameson documents that the Debtors received from S&R in 2005 are attached hereto as Exhibit D. The September 21, 2005 cover letter transmitting these documents to the Debtors is attached hereto as Exhibit E.

21. A comparison of the documents that S&R has now submitted, for the first time, in April 2007 (Exhibits 1, 2 and 3 to S&R's Motion to Alter or Amend), with the documents that S&R submitted to the Debtors in September 2005 (Exhibit D hereto) reveals:

(1) Bayshore Community Hospital (6901): In September 2005, Speights & Runyan provided the Debtors with a purported authorization that bears facsimile transmission dates of October 1, 2003 and September 12, 2003 -- well after the March 31, 2003 Bar Date. In April 2007, Speights & Runyan produced -- for the first time -- a purported authorization bearing facsimile transmission dates of March 14, 2003 and March 24, 2003. *These pre-Bar Date dates are not on the document provided to the Debtors in September 2005.* Also, the document produced by S&R in April 2007 bears a March 2003 S&R "Received" stamp not present on the document provided by S&R to the Debtors in September 2005. And, the document provided by S&R in April 2007 also bears a different signature line than the document produced in September 2005. (Exhibit D)

Thus, the purported authorization produced by S&R in April 2007 (i) has never been produced before and (ii) is different from the document produced in September 2005.

(2) Children's Hospital of Pittsburgh (10962): The undated document purporting to show authority provided by Speights & Runyan in September 2005 is clearly and undeniably different from the purported authority document produced by Speights & Runyan in April 2007. The September 2005 document has no readable facsimile transmission line at the top. The April 2007 document has a facsimile transmission line which, by its appearance, may have been pasted on to the document.

Thus, the purported authorization produced by S&R in April 2007 (i) has never been produced before and (ii) is different from the document produced in September 2005.

(3) Jameson Memorial Hospital (14410): The undated document purporting to show authority provided by Speights & Runyan in September 2005 is clearly and undeniably different from the purported authority document produced by Speights & Runyan in April 2007. The September 2005 document has no readable facsimile transmission line at the top; nor does the April 2007 document. Thus, the facsimile transmission lines at the top of the page are of no value. The April 2007 document has a facsimile transmission line at the bottom of the page which, by its appearance, is different from the facsimile transmission line at the bottom of the document produced in September 2005.

Thus, the purported authorization produced by S&R in April 2007 (i) has never been produced before and (ii) is different from the document produced in September 2005.

22. The documents produced by S&R at this late date are inherently unreliable and cannot possibly be admitted now -- almost *two years* after the Debtors filed their 13th Omnibus Objection -- as proof of authority for these claims.

23. Moreover, it is clear that the purported Bayshore authorization is particularly suspect. The purported authorization submitted in April 2007 is markedly different from the one submitted in September 2005 in multiple respects.

24. As set forth in Paragraphs 10 through 14 above, S&R knew that the Bayshore, Children's Hospital and Jameson claims were still the subject of the Debtors' lack-of-authority objections as of January 2006, when those objections were heard by the Court. Yet, S&R made no attempt to produce anything that might cure those objections.

25. Speights & Runyan's attempt to seek to "alter or amend" a judgment of this Court based on documents that the Debtors have never seen in the course of more than two years of litigation of authority issues is extraordinarily inappropriate and cannot be permitted.

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WHEREFORE, the Debtors respectfully request that the Court deny Speights & Runyan's Motion to Alter or Amend the Court's Order and Memorandum Opinion Disallowing and Expunging 71 Claims Entered on April 17, 2007 (Dkt. Nos. 15209 and 15210) and impose whatever other relief may be necessary under the circumstances.

Dated: June 8, 2007

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Co-Counsel for the Debtors and Debtors in  
Possession



**EXHIBIT A**

Dkt. 11408

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE

In re:	) Chapter 11
	)
W. R. GRACE & CO., et al., <sup>1</sup>	) Case No. 01-01139 (JKF)
	) (Jointly Administered)
Debtors.	)
	) Re: Docket No. 9315 and 9311
	)

*modified*

**SCHEDULING ORDER REGARDING CERTAIN OF DEBTORS'  
FIFTEENTH OMNIBUS OBJECTIONS TO CLAIMS (SUBSTANTIVE)**

WHEREAS, on August 29, 2005, the Court entered the Case Management Order for the Adjudication of Asbestos Property Damage Claims Objections, which called for the Debtors to make a good faith effort to have on file all of their objections to Asbestos PD Claims, including but not limited to Gateway Objections, by September 1, 2005;

WHEREAS, on September 1, 2005, the Debtors filed the Fifteenth Omnibus Objection (Substantive) to all PD Claims (the "Fifteenth Omnibus Objection")<sup>2</sup>;

WHEREAS, on September 19, 2005 the Court entered an order (the "9/19 Order") scheduling certain matters with respect to the Debtors' Fifteenth Omnibus Objection;

<sup>1</sup> The Debtors consist of the following 62 entities: W. R. Grace & Co. (f/k/a Grace Specialty Chemicals, Inc.), W. R. Grace & Co. Conn., A-1 Bit & Tool Co., Inc., Alewife Boston Ltd., Alewife Land Corporation, Amicon, Inc., CB Biomedical, Inc. (f/k/a Circe Biomedical, Inc.), CCHP, Inc., Coalgrace, Inc., Coalgrace II, Inc., Creative Food 'N Fun Company, Darex Puerto Rico, Inc., Del Taco Restaurants, Inc., Dewey and Almy, LLC (f/k/a Dewey and Almy Company), Ecarg, Inc., Five Alewife Boston Ltd., GC Limited Partners I, Inc., (f/k/a Grace Cocoa Limited Partners I, Inc.), GC Management, Inc. (f/k/a Grace Cocoa Management, Inc.), GEC Management Corporation, GN Holdings, Inc., GPC Thomasville Corp., Gloucester New Communities Company, Inc., Grace A-B Inc., Grace A-B II Inc., Grace Chemical Company of Cuba, Grace Culinary Systems, Inc., Grace Drilling Company, Grace Energy Corporation, Grace Environmental, Inc., Grace Europe, Inc., Grace H-G Inc., Grace H-G II Inc., Grace Hotel Services Corporation, Grace International Holdings, Inc. (f/k/a Dearborn International Holdings, Inc.), Grace Offshore Company, Grace PAR Corporation, Grace Petroleum Libya Incorporated, Grace Tarpon Investors, Inc., Grace Ventures Corp., Grace Washington, Inc., W. R. Grace Capital Corporation, W. R. Grace Land Corporation, Gracoal, Inc., Gracoal II, Inc., Guanica-Caribe Land Development Corporation, Hanover Square Corporation, Homco International, Inc., Kootenai Development Company, L B Realty, Inc., Litigation Management, Inc. (f/k/a GHSC Holding, Inc.), Grace JVH, Inc., Asbestos Management, Inc.), Monolith Enterprises, Incorporated, Monroe Street, Inc., MRA Holdings Corp. (f/k/a Nestor-BNA Holdings Corporation), MRA Intermedco, Inc. (f/k/a Nestor-BNA, Inc.), MRA Staffing Systems, Inc. (f/k/a British Nursing Association, Inc.), Remedium Group, Inc. (f/k/a Environmental Liability Management, Inc.), E&C Liquidating Corp., Emerson & Cuming, Inc.), Southern Oil, Resin & Fiberglass, Inc., Water Street Corporation, Axtal Basin Ranch Company, CC Partners (f/k/a Cross Country Staffing), Hayden-Gulch West Coal Company, H-G Coal Company.

<sup>2</sup> Capitalized terms used but not defined herein are as defined in the Fifteenth Omnibus Objection.

WHEREAS, as of October 24, 2005, the Debtors had received over 1000 Responses to the Fifteenth Omnibus Objection and the Debtors determined, as outlined in the 9/19 Order at paragraph 5, that the schedule and objection process set forth in the 9/19 Order was unmanageable and it would be in the best interest of all parties to bifurcate the Fifteenth Omnibus Objections into batches;

WHEREAS, on October 24, 2005, the Court granted the Debtors' request to vacate certain dates outlined in the 9/19 Order and directed the Debtors to submit a new Order providing a proposal for the briefing and hearing of matters with respect to the Fifteenth Omnibus Objection;

WHEREAS, on November 10, 2005 the Court entered a Scheduling Order Regarding Certain of Debtors' Fifteenth Omnibus Objections to Claims (Substantive) (Docket No. 11035) (the "Scheduling Order") to which the PD Committee and Speights objected;

WHEREAS, upon consideration of the matters set forth herein and the Court being fully advised of the premises, it is hereby

ORDERED that the Scheduling Order entered by this Court on November 10, 2005 is hereby vacated and replaced by this Scheduling Order; and it is further

ORDERED that the following Objections to claims shall be heard on January 24, 2006 and January 26, 2006, commencing at 9:00 a.m. each day, pursuant to the Agenda set forth on the attached Schedule 1:

- Exhibit A Objections:<sup>3</sup> *Improperly submitted PD claims ( wrong form);*
- Exhibit B Objections: *Previously settled or adjudicated claims;*
- Exhibit C-1 (a, b, c, e) Objections: *Proof of Claim Forms Incomplete on their face as they are missing basic address information, are not signed or assert claims for multiple properties;*

<sup>3</sup> All Exhibit references are references to the Exhibits attached to the Fifteenth Omnibus Objection and the substantive categories of Objections outlined therein.

- Exhibit C-3 (a-c) Objections: *No Product Identification Documents of any kind submitted;*
- Exhibit D-1 (a) Objections: *Claims for buildings built too late to contain MK-3*
- Certain Exhibit D 1-5 Objections: *Claims brought too late under the statute of limitations for Georgia and the statute of repose for Tennessee;*
- Certain Exhibit F Objections: *Flawed Speights and Runyan ("S&R") Claims: Certain S&R Claims remaining after withdrawals and disallowance pursuant to previous orders on the 13<sup>th</sup> and 15<sup>th</sup> Omnibus Objections;*
- Exhibit G-1 Objections: *Category II "stigma" claims from Minneapolis; and*
- Exhibit H Objections: *Contribution and/or indemnification claims; and it is further*

ORDERED that the Objections which shall be heard on January 24, 2006 and January 26, 2006 shall be with respect to the specific Claims listed on Schedule 2 (Non-S&R Claims), Schedule 3 (S&R Claims addressed in the 15<sup>th</sup> Omnibus Objection), Schedule 4 (S&R claims addressed in the 13<sup>th</sup> Omnibus Objection containing no proof of authority to file); and Schedule 5 (S&R Claims addressed in the 13<sup>th</sup> Omnibus Objection containing no proof of authority to file as of the Bar Date); and it is further

ORDERED that the Debtors' Reply with respect to these Objections is due December 22, 2005 and in the Reply, the Debtors' shall set forth the specific omissions in the non-S&R claimant's claims in respect of those Objections based on the omission of "basic information" as outlined in the Exhibit C-1(c) Objections; and it is further

ORDERED that any Sur-replies claimants wish to file are due January 18, 2006, and it is further

ORDERED that if any claim in respect of which an Objection is heard pursuant to this Order is subject of an additional Objection(s) as set forth in the Fifteenth Omnibus Objection, such additional Objection(s) shall be set for hearing by a future scheduling order, provided,

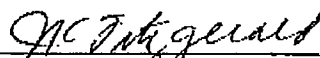
absent consent of the claimant, no claim, other than potentially an S&R claim, shall be subjected to more than two hearings on Objections thereto; and it is further

ORDERED that the above schedule does not apply to any claims held by claimants represented by the firm of Dies & Hile or claims filed by claimants located in the State of Louisiana. Those claimants were granted additional time to respond to the Fifteenth Omnibus Objection pursuant to separate Orders and separate scheduling orders with respect to those claimants shall be entered at a later date; and it is further

ORDERED that nothing contained in this Order shall in any way abridge or abrogate the right of any claimant to take discovery or to present evidence in respect of the objections being asserted by the Debtors to such claimant's claims, as appropriate; and it is further

ORDERED that upon entry of this Order, the Debtors will send a copy of the Order and Schedules to counsel for all PD Claimants who have pending claims in these cases and to all pro se PD claimants whose claims are affected by this Order.

Dated: December 19, 2005

  
\_\_\_\_\_  
Honorable Judith K. Fitzgerald  
United States Bankruptcy Judge

**Schedule 5 - Speights' Claims with No Proof of Authority to File as of the Bar Date**  
**\*Total 71 Claims\***

Claim No	Claimant Name	Counsel	Building Name	Property Address	State of Property
011703	310 W 43rd Street Building	Amanda G Steinhmeyer	310 W 43rd Street Building	310 W. 43rd Street New York, NY	NY
011133	Abbeville Hospital	Amanda G Steinhmeyer	Abbeville Hospital	Abbeville LA	LA
011128	Arkansas Baptist Medical Center	Amanda G Steinhmeyer	Arkansas Baptist Medical Center	Little Rock, AR	AR
006801	Seashore Community Hospital	Amanda G Steinhmeyer	Seashore Community Hospital	727 N Beers Street Holmdel, NJ 07733	NJ
011236	Bayshore Hospital	Amanda G Steinhmeyer	Bayshore Hospital	727 N. Beers Street Holmdel, NJ 07733	NJ
010323	Bethesda Hospital	Daniel A Speights	Bethesda Hospital	St. Paul, MN	MN
011838	Bristol Investments LTD & Barafeld Realty LTD	Daniel A Speights	Breemar Gardens	1000 Burnatta Avenue Coquitlam, BC V3K 1S3	BC (Canada)
011422	Buffalo Memorial Hospital	Amanda G Steinhmeyer	Buffalo Memorial Hospital	Montreal, WI	WI
011110	Captain Cook Hotel	Amanda G Steinhmeyer	Captain Cook Hotel	5th & K Street Anchorage, AK	AK
011555	Carson Pierre Scott Store	Daniel A Speights	Carson Pierre Scott Store	Waukegan, IL	IL
010847	Cayuga Co. Office Building	Amanda G Steinhmeyer	Cayuga Co. Office Building	Auburn, NY	NY
010862	Children's Hospital	Amanda G Steinhmeyer	Children's Hospital	Corner Of 5th & Desoto Pittsburgh, PA	PA
011550	Dodge County Hospital Job	Daniel A Speights	Dodge County Hospital	Eastman GA	GA
011579	Elliott Hospital	Daniel A Speights	Elliott Hospital	Keene, NH	NH
011144	Farrell Hospital	Amanda G Steinhmeyer	Farrell Hospital	Thierville, PA	PA
010534	First National Bank	Daniel A Speights		Memphis, TN	TN
010533	First National Bank	Daniel A Speights		Memphis, TN	TN
010762	Founders Plaza	Amanda G Steinhmeyer	Founders Plaza	Gilbert Street Hartford, CT	CT
010516	Foxridge Office Building	Daniel A Speights	Foxridge Office Building	57th Broadmore Kansas City, KS	KS
010747	Friendly Homes	Amanda G Steinhmeyer		3155 East Avenue Rochester, NY	NY
011158	Fulton County Health Center	Amanda G Steinhmeyer	Fulton County Health Center	S. Snop Avenue Wausela OH	OH
011389	Garden State Hospital	Amanda G Steinhmeyer	Garden State Hospital	Everett Township, NJ	NJ

Tuesday, December 13, 2005

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<i>Claim No</i>	<i>Claimant Name</i>	<i>Counsel</i>	<i>Building Name</i>	<i>Property Address</i>	<i>State of Property</i>
011572	Harry C Levy Gardens	Daniel A Speights		Las Vegas, NV	NV
010782	Immanuel Hospital	Amanda G Steinmeyer	Immanuel Hospital	Omaha, NE	NE
011179	Investment Tower Job	Amanda G Steinmeyer		1801 E. Ninth Street Cleveland, OH	OH
014410	Jameson Memorial Hospital	Amanda G Steinmeyer	Jameson Memorial Hospital	1211 Wilmington Avenue New Castle, PA 15105	PA
011889	Jordan Hospital	Amanda G Steinmeyer	Jordan Hospital	Plymouth, MA	MA
011384	Keller Memorial Hospital	Amanda G Steinmeyer	Keller Memorial Hospital	Payata, MO	MO
011124	Lacrosse Lutheran Hospital	Amanda G Steinmeyer	Lacrosse Lutheran Hospital	Lacrosse, WI	WI
011257	Lehigh Tillemerbia Warehouse	Amanda G Steinmeyer	Lehigh Tillemerbia Warehouse	335 N. 7th Street Allentown, PA	PA
010789	Menor Oak #2	Amanda G Steinmeyer	Menor Oak #2	Greentree, PA	PA
010722	Manufacturer Hanover	Amanda G Steinmeyer		Bridge Plaza North At 41st Street Long Island City, NY	NY
011262	Mckenzie Hospital	Amanda G Steinmeyer	Mckenzie Hospital	Eugene, OR	OR
011252	Methodist Hospital	Amanda G Steinmeyer	Methodist Hospital	Omaha, NE	NE
008897	Methodist Hospital	Amanda G Steinmeyer	Methodist Hospital	Omaha, NE	NE
011048	Midcenters Of America	Amanda G Steinmeyer		Omaha, NE	NE
010673	Montgomery Memorial Hospital	Amanda G Steinmeyer	Montgomery Memorial Hospital	Troy, NC	NC
012426	Montguard Real Estate Investment Trust	Daniel A Speights	Devorian Building	11150 Jasper Avenue Edmonton, AB T5K0J2	AB (Canada)
012425	Montguard Real Estate Investment Trust	Daniel A Speights	United Kingdom Building	409 Granville Street Vancouver BC V6C1G2	BC (Canada)
011722	National Bank Building	Amanda G Steinmeyer	National Bank Building	Memphis, TN	TN
010872	New Hanover Memorial Hospital	Amanda G Steinmeyer	New Hanover Memorial Hospital	Wilmington, NC	NC
010758	Oakwood Hospital	Amanda G Steinmeyer	Oakwood Hospital	Dearborn, MI	MI
010767	Orinda Co. Office Building	Amanda G Steinmeyer	Orinda Co. Office Building	Orinda, NY	NY
011068	Palco Hospital	Amanda G Steinmeyer	Palco Hospital	Palos, IL	IL
010856	Pierre Laclede Building	Amanda G Steinmeyer	Pierre Laclede Building	Clayton, MO	MO
010805	San Leandro Memorial Hospital	Amanda G Steinmeyer	San Leandro Memorial Hospital	2800 Benedict Drive San Leandro, CA	CA
011018	Santa Teresa Medical Office Building	Amanda G Steinmeyer	Santa Teresa Medical Office Building	San Jose, CA	CA

Tuesday, December 13, 2005

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<i>Claim No</i>	<i>Claimant Name</i>	<i>Counsel</i>	<i>Building Name</i>	<i>Property Address</i>	<i>State of Property</i>
012470	Saskatchewan Power Corporation	Daniel A Speights	Saskatchewan Power Corporation Head Office Building	2025 Victoria Avenue Regina, SK S4P0A1	SK (Canada)
011003	Schuyler Hospital	Amanda G Steinhmeyer	Schuyler Hospital	Montour Falls, NY	NY
011200	Scottish Rights Cad. Temple	Amanda G Steinhmeyer	Scottish Rights Cad. Temple	West & Linden Streets Allentown, PA	PA
011151	St. Anthony's Hospital	Amanda G Steinhmeyer	St. Anthony's Hospital	Carroll, IA	IA
010700	St. Joseph Hill Infirmary	Amanda G Steinhmeyer	St. Joseph Hill Infirmary	St. Louis MO	MO
010958	St. Luke's Hospital	Amanda G Steinhmeyer	St. Luke's Hospital	Fountain Hill Section Belkitch PA	PA
010745	St. Mary's Hospital	Amanda G Steinhmeyer	St. Mary's Hospital	1st Avenue & 28th Street Huntington WV	WV
011194	St. Vincent's Hospital	Amanda G Steinhmeyer	St. Vincent's Hospital	Erie PA	PA
011193	St. Vincent's Hospital - Addition	Amanda G Steinhmeyer	St. Vincent's Hospital - Addition	Erie PA	PA
013669	Sutter Hospital	Amanda G Steinhmeyer	Sutter Hospital	Sacramento, CA	CA
010757	Sutter Place Office Building	Amanda G Steinhmeyer	Sutter Place Office Building	San Francisco, CA	CA
011227	Teresa Office Building	Amanda G Steinhmeyer	Teresa Office Building	San Jose, CA	CA
012433	The Record	Daniel A Speights			N/A
015738	The Record	Daniel A Speights		225 Fairway Rd South Kitchener ON N2G4G5	ON (Canada)
011106	Titusville Hospital	Amanda G Steinhmeyer	Titusville Hospital	Titusville PA	PA
010990	Transamerica	Amanda G Steinhmeyer		San Francisco, CA	CA
012329	University Of Guelph	Daniel A Speights	University Of Guelph	488 Gordon Street Guelph, ON N1G2W1	ON (Canada)
010668	Washington Hospital	Amanda G Steinhmeyer	Washington Hospital	Fremont, CA	CA
011701	Webber Hospital	Amanda G Steinhmeyer	Webber Hospital	Biddeford, ME	ME
011226	West Jersey Hospital	Amanda G Steinhmeyer	West Jersey Hospital	Voorhees Township, NJ	NJ
011105	Westmoreland Hospital	Amanda G Steinhmeyer	Westmoreland Hospital	Greenburg, PA	PA
011153	Ymca	Amanda G Steinhmeyer		8th & Grand Des Moines, IA	IA
011253	Ymca	Amanda G Steinhmeyer		NE	NE
011005	YWCA Of The Hartford Region	Amanda G Steinhmeyer		Hartford, CT	CT

Tuesday, December 13, 2005

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**EXHIBIT B**

Dkt 11608

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE

In re: ) Chapter 11  
)  
W. R. GRACE & CO., *et al.*,<sup>1</sup> ) Case No. 01-01139 (JKF)  
) Jointly Administered  
Debtors. )

**AMENDED NOTICE OF AGENDA OF MATTERS SCHEDULED FOR  
HEARING ON JANUARY 24, 2006, AT 9:00 A.M., JANUARY 25, 2006  
AT 1:30 P.M. AND JANUARY 26, 2006 AT 9:00 A.M. IN PITTSBURGH,  
PENNSYLVANIA BEFORE THE HONORABLE JUDITH K. FITZGERALD**

**PARTIES WISHING TO PARTICIPATE TELEPHONICALLY SHOULD COMPLY WITH  
THE AMENDED ORDER ESTABLISHING CASE MANAGEMENT PROCEDURES AND  
HEARING SCHEDULE [Docket No. 7709]**

**1. Debtors' Fifteenth Omnibus Objection (Substantive) to Asbestos Property Damage  
Claims [Filed: 9/1/05] (Docket No. 9315)**

Related Documents:

- A. Various Responses. See below with respect to each Claim.
- B. Debtors' Reply Brief in Support of Fifteenth Omnibus Objection to Claims  
(Substantive) [Filed 12/22/2005] (Docket No. 11428)

<sup>1</sup> The Debtors consist of the following 62 entities: W. R. Grace & Co. (*f/k/a* Grace Specialty Chemicals, Inc.), W. R. Grace & Co.-Conn., A-1 Bit & Tool Co., Inc., Alewife Boston Ltd., Alewife Land Corporation, Amicon, Inc., CB Biomedical, Inc. (*f/k/a* Circe Biomedical, Inc.), CCHP, Inc., Coalgrace, Inc., Coalgrace II, Inc., Creative Food 'N Fun Company, Darex Puerto Rico, Inc., Del Taco Restaurants, Inc., Dewey and Almy, LLC (*f/k/a* Dewey and Almy Company), Ecarg, Inc., Five Alewife Boston Ltd., G C Limited Partners I, Inc. (*f/k/a* Grace Cocoa Limited Partners I, Inc.), G C Management, Inc. (*f/k/a* Grace Cocoa Management, Inc.), GEC Management Corporation, GN Holdings, Inc., GPC Thomasville Corp., Gloucester New Communities Company, Inc., Grace A-B Inc., Grace A-B II Inc., Grace Chemical Company of Cuba, Grace Culinary Systems, Inc., Grace Drilling Company, Grace Energy Corporation, Grace Environmental, Inc., Grace Europe, Inc., Grace H-G Inc., Grace H-G II Inc., Grace Hotel Services Corporation, Grace International Holdings, Inc. (*f/k/a* Dearborn International Holdings, Inc.), Grace Offshore Company, Grace PAR Corporation, Grace Petroleum Libya Incorporated, Grace Tarpon Investors, Inc., Grace Ventures Corp., Grace Washington, Inc., W. R. Grace Capital Corporation, W. R. Grace Land Corporation, Gracoal, Inc., Gracoal II, Inc., Guanica-Caribe Land Development Corporation, Hanover Square Corporation, Homco International, Inc., Kootenai Development Company, L B Realty, Inc., Litigation Management, Inc. (*f/k/a* GHSC Holding, Inc., Grace JVH, Inc., Asbestos Management, Inc.), Monolith Enterprises, Incorporated, Monroe Street, Inc., MRA Holdings Corp. (*f/k/a* Nestor-BNA Holdings Corporation), MRA Intermedco, Inc. (*f/k/a* Nestor-BNA, Inc.), MRA Staffing Systems, Inc. (*f/k/a* British Nursing Association, Inc.), Remedium Group, Inc. (*f/k/a* Environmental Liability Management, Inc., E&C Liquidating Corp., Emerson & Cuming, Inc.), Southern Oil, Resin & Fiberglass, Inc., Water Street Corporation, Axial Basin Ranch Company, CC Partners (*f/k/a* Cross Country Staffing), Hayden-Gulch West Coal Company, H-G Coal Company.

- C. Various Sur-Replies (to be filed by January 20, 2006 at 12 p.m.).
  - i. Surreply of the Prudential Insurance Company of America to the Debtors' Fifteenth Omnibus Objection (Substantive) to Asbestos Property Damage Claims as it Related to Damage at: (1) Century Center I (Claim No. 6945) and (2) Century Center IV (Claim No. 6948) [Filed: 1/20/06] (Docket No. 11592)
  - ii. Certain Speights & Runyan Claimants' Sur-Reply in Opposition to the Debtors' Thirteenth and Fifteenth Omnibus Objections [Filed: 1/20/06] (Docket No. 11594)
- D. Modified Scheduling Order Regarding Certain of Debtors' Fifteenth Omnibus Objections to Claims (Substantive) [Filed: 12/22/05] (Docket No. 11408)
- E. Notice of Modification of Hearing Dates and Schedules of Objections to be Heard Regarding Debtors' Fifteenth Omnibus Objection (Substantive) to Asbestos Property Damage Claims [Filed: 1/6/06] (Docket No. 11503)

Consistent with the Scheduling Order dated December 22, 2005 (Docket No. 11408), the specific objections from the Debtors' 15<sup>th</sup> Omnibus Objection to be heard are as follows:

**I. TRADITIONAL PD CLAIMS, OTHER THAN SPEIGHTS & RUNYAN CLAIMS**  
(7 Claims – To be heard January 24, 2006)

***A. Motley Rice Clients (3 claims: B-2<sup>2</sup>, previously settled)***

***Status: In light of the withdrawals noted below the Debtors will not be proceeding on Claims 6934, 6935 and 4075***

**Church of St. Joseph**

- i. Claim No. 4075<sup>3</sup>
- ii. Claimant Church of St. Joseph Response to Debtors' Objections (Claim No. 4075) [Filed: 10/21/05] (Docket No. 9858)
  - a. Church of St. Luke (Claim No. 6934), Church of St. Leo the Great (Claim No. 6935), and Church of St. Joseph's (Claim No. 4075) Withdrawal of Property Damage Claims [Filed: 11574] (Docket No. 11574)

**Church of St. Luke**

<sup>2</sup> All Exhibit references are references to the Exhibits attached to the Fifteenth Omnibus Objection and the substantive categories of Objections outlined therein.

<sup>3</sup> All Pleadings are included in the Hearing Binder. All Claims referenced in this Agenda are included in separate Claims Binders.

iii. Claim No. 6934

iv. Claimant the Church of St. Luke Response to Debtors' Objections (Claim No. 6934) [Filed: 10/21/05] (Docket No. 9868)

a. Church of St. Luke (Claim No. 6934), Church of St. Leo the Great (Claim No. 6935), and Church of St. Joseph's (Claim No. 4075) Withdrawal of Property Damage Claims [Filed: 11574] (Docket No. 11574)

Church of St. Leo the Great

v. Claim No. 6935

vi. Claimant Church of St. Leo the Great Response to Debtors' Objection (Claim No. 6936) [Filed: 10/21/05] (Docket No. 9864)

a. Church of St. Luke (Claim No. 6934), Church of St. Leo the Great (Claim No. 6935), and Church of St. Joseph's (Claim No. 4075) Withdrawal of Property Damage Claims [Filed: 11574] (Docket No. 11574)

***B. The Prudential Insurance Company of America (2 claims: D-4, Georgia, actual notice and D-2, Georgia constructive notice)***

i. Claim No. 6945

ii. Claim No. 6948

iii. Response of the Prudential Insurance Company of America to the Debtors' Fifteenth Omnibus Objection (Substantive) to Asbestos Property Damage Claims as it Related to Damage at: (1) Century Center I (Claim No. 6945) (2) Century Center IV (Claim No. 6948); (3) Brookhollow (Claim No. 6949); (4) First Florida Tower (Claim No. 6951); (5) Northwest Financial Center (Claim No. 6947); (6) Short Hills Office Building (Claim No. 6952); (7) Southdale Office Complex (Claim No. 6946); and (8) 1100 Milam (Claim No. 6950) [Filed 10/24/06] (Docket No. 10571)

***C. Individual Pro se Claimants***

Phillip Shawn Moore, C-1(c), missing basic information

i. Claim No. 14400

ii. Response to Debtors' Fifteenth Omnibus Objection (Substantive) to Asbestos Property Damage Claims [Filed: 10/24/05] (Docket No. 10570)

Marcella Paulette, C-3(a), no product ID

iii. Claim No. 15352

iv. Letter Response of Marcella M. Paulette [Filed 10/27/05] (Docket No. 10916)

**II. NON-TRADITIONAL PD CLAIMS (110 Claims – To be heard January 24, 2006)**

***A. Biersdorf & Associates' Clients***

***54 claims: G-1, "Stigma" to Minneapolis properties***

- i. *Exemplar:*<sup>4</sup> Claim No. 11349
- ii. Northeast Minneapolis Residents' Response to Debtors' Fifteenth Omnibus Objection to Claims [Filed: 10/25/05] (Docket No. 10834)

***1 claim: C-1(b), no signature***

- iii. Claim No. 11337
- iv. Northeast Minneapolis Residents' Response to Debtors' Fifteenth Omnibus Objection to Claims [Filed: 10/25/05] (Docket No. 10834)

***B. G-I Holdings/GAF Corporation***

***56 claims: H-1, contribution and indemnification, and C-3(a), no product ID, and C-1(c), missing basic information***

***Status: The parties are working on a stipulation to resolve this matter and the Debtors will not go forward with respect to the G-I Holdings Claims/GAF Corporation.***

- i. *Exemplar:* Claim No. 7825
- ii. Response of G-I Holdings Inc., Successor-in-Interest to GAF Corporation, and Its Affiliated Entities to Debtors' Fifteenth Omnibus Objection (Substantive) to Asbestos Property Damage Claims as it Relates to Claim Nos. 7825-7829, 7831-7832, 7836-7864, and 7866-7885 [Filed: 10/24/05] (Docket No. 10656)

**III. TRADITIONAL PD CLAIMS, SPEIGHTS & RUNYAN  
(To be heard January 24, 25 and 26, 2006)**

***A. Unauthorized Claims (per 13<sup>th</sup> omnibus objection)***

38 claims, no proof of authority to file

71 claims, no proof of authority to file as of Bar Date

- i. Debtors' Thirteenth Omnibus Objection to 2,937 Unauthorized Claims Filed By the Law Firm Speights & Runyan (Substantive) [Filed: 9/1/05] (Docket No. 9311)
- ii. Response of Speights & Runyan to Debtors' Thirteenth Omnibus Objection [Filed: 10/7/05] (Docket No. 9607)
- iii. Modified Scheduling Order Regarding Certain of Debtors' Fifteenth Omnibus Objections to Claims (Substantive) [Filed: 12/22/05] (Docket No. 11408)

<sup>4</sup> Due to the volume of materials, exemplars have been provided where claims and responses are substantially similar. However, all claims and responses are available upon request and will be accessible at the hearing.

- iv. Notice of Modification of Hearing Dates and Schedules of Objections to be Heard Regarding Debtors' Fifteenth Omnibus Objection (Substantive) to Asbestos Property Damage Claims [Filed: 1/6/06] (Docket No. 11503]

**B. *Previously Adjudicated Claims*, 3 claims; Objection B-1:**

- i. Claim No. 10887
- ii. Claim No. 10888
- iii. Claim No. 11579
- iv. Response to Debtors' Fifteenth Omnibus Objection (Substantive) to Asbestos Property Damage Claims [Filed: 10/25/05] (Docket No. 10740)

**C. *Previously Settled Claims*, 4 claims, Objection B-2:**

- i. Claim No. 11234
- ii. Claim No. 10990
- iii. Claim No. 12299
- iv. Claim No. 12355
- v. Response to Debtors' Fifteenth Omnibus Objection (Substantive) to Asbestos Property Damage Claims [Filed: 10/25/05] (Docket No. 10740)

**D. *Missing Basic Property Address*, 2 claims; Objection C-1(a):**

- i. Claim No. 11253
- ii. Claim No. 11612
- iii. Response to Debtors' Fifteenth Omnibus Objection (Substantive) to Asbestos Property Damage Claims [Filed: 10/21/05] (Docket No. 10000)

**E. *No Signature*, 41 claims; Objection C-1(b):**

- i. *Exemplar*: Claim No. 12465
- ii. Response to Debtors' Fifteenth Omnibus Objection (Substantive) to Asbestos Property Damage Claims [Filed: 10/21/05] (Docket No. 10000)

**F. *Missing Basic Information*, 1 claim, Objection C-1(c):**

- i. Claim No. 12433
- ii. Response to Debtors' Fifteenth Omnibus Objection (Substantive) to Asbestos Property Damage Claims [Filed: 10/21/05] (Docket No. 10000)

**G. *No Product ID***

2 claims, Objection C-3(a)

372 claims, Objection C-3(c)

- i. *Exemplar*: Claim No. 12415

- ii. Response to Debtors' Fifteenth Omnibus Objection (Substantive) to Asbestos Property Damage Claims [Filed: 10/21/05] (Docket No. 10000)

**H. Built Too Late To Contain MK-3, 2 claims, Objection D-1(a):**

- i. Claim No. 9908
- ii. Claim No. 15497
- iii. Response to Debtors' Fifteenth Omnibus Objection (Substantive) to Asbestos Property Damage Claims [Filed: 10/25/05] (Docket No. 10734)

**I. Georgia Claims Barred By Constructive Notice, 1 Claim, Objection D-2:**

- i. Claim No. 11550
- ii. Response to Debtors' Fifteenth Omnibus Objection (Substantive) to Asbestos Property Damage Claims [Filed: 10/24/05] (Docket No. 10620)

**J. Tennessee Claims Barred By Statute of Repose, 2 claims, Objection D-5:**

- i. Claim No. 10533
- ii. Claim No. 11722
- iii. Response to Debtors' Fifteenth Omnibus Objection (Substantive) to Asbestos Property Damage Claims [Filed: 10/22/05] (Docket No. 10111)

**K. Falsely Assert 2003 As Date Of Knowledge Of Asbestos, 619 claims, Objection F-2:**

- i. Exemplar: Claim No. 9840
- ii. Response to Debtors' Fifteenth Omnibus Objection (Substantive) to Asbestos Property Damage Claims [Filed: 10/21/05] (Docket No. 10000)

**2. Motion of Anderson Memorial Hospital for Class Certification [Filed: 10/21/05] (Docket No. 10014) (To heard January 26, 2006 at 9:00 a.m.)**

Related Documents:

- a. [Proposed] Order Granting the Motion of Anderson Memorial Hospital for Class Certification [Filed: 10/21/05] (Docket No. 10014)

Response Deadline: December 2, 2005 at 4:00 p.m.

Responses Received:

- a. Debtors' Brief in Opposition to Motion of Anderson Memorial Hospital for Class Certification [Filed: 12/2/05] (Docket No. 11245)

Supplemental Briefing:

- a. Debtors' Brief Describing the Purpose that Publication Notice Served in the Debtors' Bar Date Notice Program [Filed: 1/13/06] (Docket No. 11547)

Response Deadline: January 20, 2006

**Related Matter:**

- a. **Anderson Memorial Hospital's Corrected Motion for an Extension of Time to Respond to Debtors' Brief Describing the Purpose that Publication Notice Served in the Debtors' Bar-Date Notice Program and to Adjourn the Hearing on Motion for Class Certification Now Scheduled for January 26, 2006 [Filed: 1/20/06] (Docket No. 11604)**
- b. **Motion to Shorten Time and for Expedited Consideration of Anderson Memorial Hospital's Corrected Motion for an Extension of Time to Respond to Debtors' Brief Describing the Purpose that Publication Notice Served in the Debtors' Bar-Date Notice Program and to Adjourn the Hearing on Motion for Class Certification Now Scheduled for January 26, 2006 [Filed: 1/20/06] (Docket No. 11606)**

**Status:** *This matter will be going forward. By January 23, 2006, the Debtors intend to file an opposition to Anderson Memorial Hospital's Corrected Motion for an Extension of Time to Respond to Debtors' Brief Describing the Purpose that Publication Notice Served in the Debtors' Bar-Date Notice Program and to Adjourn the Hearing on Motion for Class Certification Now Scheduled for January 26, 2006.*

Dated: January 20, 2006

KIRKLAND & ELLIS LLP  
David M. Bernick P.C.  
Michelle Browdy  
Janet S. Baer  
Salvatore F. Bianca  
200 East Randolph Drive  
Chicago, IL 60601  
Telephone: (312) 861-2000  
Facsimile: (312) 861-2200

-and-

PACHULSKI, STANG, ZIEHL, YOUNG, JONES &  
WEINTRAUB P.C.

*James E. O'Neill* *By 56ms*  
*4283*  
Laura Davis Jones (Bar No. 2436)  
James E. O'Neill, III (Bar No. 4042)  
919 North Market Street, 16th Floor  
P.O. Box 8705  
Wilmington, DE 19899-8705 (Courier 19801)  
Telephone: (302) 652-4100  
Facsimile: (302) 652-4400

Co-Counsel for Debtors and Debtors in Possession



**EXHIBIT C**

DKT. 11696

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE

In re:	)	Chapter 11
	)	
W.R. Grace & Co., et al.,	)	Case No. 01-01139 (JKF)
	)	(Jointly Administered)
Debtors.	)	
_____		<i>Re: Docket No. 9315</i>

**STIPULATION BETWEEN THE DEBTORS  
AND SPEIGHTS & RUNYAN REGARDING  
THE WITHDRAWAL OF CERTAIN ASBESTOS PROPERTY DAMAGE CLAIMS**

This stipulation (the "Stipulation") is made this 25<sup>th</sup> day of January, 2006, by and between the above-captioned debtors (the "Debtors") and Speights & Runyan ("Speights", or together with the Debtors, the "Parties") regarding the withdrawal of certain asbestos property damage claims (the "PD Claims") that are identified in Exhibits "1" and "2" to the form of order approving this Stipulation attached hereto as Exhibit "A".

WHEREAS pursuant to Fed. R. Bankr. P. 3006, Speights wishes to withdraw, and the Debtors have agreed to the withdrawal, of the PD Claims.

WHEREAS, while the PD Claims identified on Exhibit "2" to the form of order attached hereto as Exhibit "A" have already been withdrawn, the Parties have agreed to include these claims in this Stipulation, as confirming their withdrawal herein does not prejudice any party-in-interest.

NOW THEREFORE, in consideration of the foregoing, the Parties hereby STIPULATE AND AGREE as follows:

- I. The Parties stipulate and agree to the withdrawal with prejudice of the PD Claims.

Jan 28 06 10:42a

The Bear/Goodfried household 847-258-8808


P.3

2. The Debtors agree to make no argument that Speights' withdrawal of the FD Claims pursuant to this Stipulation, and/or the expungement of these claims, is in any way improper or in any way reflects improper conduct by Speights.

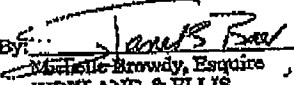
3. The parties agree to submit to the Court the form of order approving this Stipulation, attached hereto as Exhibit "A".

Dated: January 25, 2006

By:

  
Daniel A. Speights (SC Fed. ID No. 4232)  
Marion C. Fairley, Jr. (SC Fed ID No. 6101)  
SPEIGHTS & RUNYAN  
200 Jackson Avenue, East  
Post Office Box 685  
Hampton, SC 29924  
Telephone: (803) 943-4444  
Facsimile: (803) 943-4599

By:

  
Michelle Browdy, Esquire  
KIRKLAND & ELLIS  
200 E. Randolph Drive  
Chicago, IL 60601-6636  
Telephone: (312) 861-2162  
Facsimile: (312) 861-2200

Counsel to the Debtors

## **EXHIBIT A**

**Proposed Order**

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE

In re:	)	Chapter 11
	)	
W.R. Grace & Co., et al.,	)	Case No. 01-01139 (JKF)
	)	(Jointly Administered)
Debtors.	)	Re: Docket No. <u>9315</u>

**ORDER DISALLOWING AND EXPUNGING CERTAIN  
ASBESTOS PROPERTY DAMAGE CLAIMS**

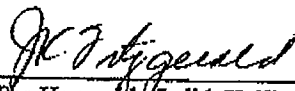
WHEREAS the Debtors and the Speights & Runyan firm have stipulated and agreed that all asbestos property damage claims identified on the attached Exhibits 1 and 2 shall be withdrawn and expunged;

WHEREAS, the claims identified on the attached Exhibit "2" have already been withdrawn but are being included herein merely for the avoidance of any doubt;

**IT IS HEREBY ORDERED:**

All PD claims identified on the attached Exhibits 1 and 2 are hereby withdrawn and expunged.

Dated: 1/30, 2006

  
\_\_\_\_\_  
The Honorable Judith K. Fitzgerald  
United States Bankruptcy Judge

# **EXHIBIT 1**

## **LIST OF CLAIMS BEING WITEDRAWN**

BLDG #	STATE	Client	JOB SITE / SOCIAL ADDRESS	WFO Client Number
WITHDRAWN CLAIMS - JANUARY 24, 2008				
1	CA	Cal State - San Luis Obispo - Engineering West Addition	San Luis, CA	16497
2	CA	Cracker Plaza Company (1st Bldg. Claim) / McKesson Corporation (2nd Bldg. Claim) / West Coast Estates (3rd Bldg. Claim)	One Post Street, San Francisco, CA 94104	11012
3	CA	Embarcadero Center #1	One Embarcadero Center, San Francisco, CA 94111	10688
4	CA	Embarcadero Center #2	Two Embarcadero Center, San Francisco, CA 94111	10887
5	CA	Pyramid Building s.l.a. TransAmerica Pyramid Properties, LLC t.k.a. Regency Hotel House	800 Montgomery Street, San Francisco, California 94104	10890
6	IL	Advocate Illinois Masonic Medical Center t.k.a. Illinois Masonic Hospital	836 W. Wellington, Chicago, IL 60657	11234
7	NE	Allegiant Health - Inmanuel Medical Center t.k.a. Inmanuel Hospital	5801 North 72nd Street, Omaha, NE 68122	10782
8	NH	Elliot Hospital	One Elliot Way, Manchester, NH 03103	11878
9	TX	Hwy 75 Regency Dallas	Dallas	9908
10	CANADA	Calgary Board of Education - Earl Ake Elementary	1011 Beverly Blvd., Calgary, AB	12572
11	CANADA	Calgary Board of Education - Bridgeland Elementary	414 19A St. NE, Calgary, AB	12411
12	CANADA	Calgary Board of Education - Chirchook Park	1312 75 Ave., Calgary, AB	12414
13	CANADA	Calgary Board of Education - Collingwood	3808 Collingwood Dr., Calgary, AB	12574
14	CANADA	Calgary Board of Education - Colonel Meleod	1610 8th St., Calgary, AB	12348
15	CANADA	Calgary Board of Education - Crescent Heights	1019 1st St. SW, Calgary, AB	12351
16	CANADA	Calgary Board of Education - Elbow Elementary	4804 6th St., Calgary, AB	12353
17	CANADA	Calgary Board of Education - George P. Vanier	509 32nd Ave., Calgary, AB	12360
18	CANADA	Calgary Board of Education - Lakeside School	8304 Lakeside Way, Calgary, AB	12459
19	CANADA	Calgary Board of Education - Lonsdale Elementary		12460
20	CANADA	Calgary Board of Education - Melville Scott Junior High	1728 33 St. SW, Calgary, AB	12463
21	CANADA	Calgary Board of Education - Milton Williams School	82 Malibu Rd SW, Calgary, AB	12464
22	CANADA	Calgary Board of Education - Mount Royal Junior High	2234 14 St., Calgary, AB	12555
23	CANADA	Calgary Board of Education - Nettie Junior High	2500 Lake Bonaville, Calgary, AB	12636
24	CANADA	Calgary Board of Education - North Haven	4822 North Haven Dr., Calgary, AB	12687

Bldg #	STATE	Client	JOB SITE PHYSICAL ADDRESS	1913 Client Number
25	CANADA	Calgary Board of Education - Ridgeway Park Elementary	529 Ridgeway Rd. SW, Calgary, AB	12592
26	CANADA	Calgary Board of Education - St. John A. MacDonnell	5600 4th St., Calgary, AB	12332
27	CANADA	Calgary Board of Education - St. Wilfrid Laurier	819 33rd St., Calgary, AB	12333
28	CANADA	Calgary Board of Education - Sunalta	536 Sunalta Dr., Calgary, AB	12264
29	CANADA	City of Vancouver - Cambie Yards	301 W 1st Ave., Burnaby, BC	12336
30	CANADA	City of Vancouver - City Analyst/Police Museum	239-240 E. Cordova, Vancouver, BC	12339
31	CANADA	City of Vancouver - Commercial Building	1420 Howe St., Vancouver, BC	12335
32	CANADA	City of Vancouver - Continental Hotel (old)	1390 Granville St., Vancouver, BC	12347
33	CANADA	City of Vancouver - Maritime Museum	1505 Ogden Ave., Vancouver, BC	12345
34	CANADA	Edmonton Public Schools - Barnett	9703 94th St., Edmonton, AB	12333
35	CANADA	Edmonton Public Schools - DS MacKenzie	4020 108 St., Edmonton, AB	12558
36	CANADA	Edmonton Public Schools - Forest Heights	10304 81 St., Edmonton, AB	12559
37	CANADA	Edmonton Public Schools - Gambell	10925 87 Ave., Edmonton, AB	12560
38	CANADA	Edmonton Public Schools - Glencora	13820 102 Ave., Edmonton, AB	12561
39	CANADA	Edmonton Public Schools - HA Gray	12140 103 St., Edmonton, AB	12562
40	CANADA	Edmonton Public Schools - Lundberry	7104 144 Ave., Edmonton, AB	12561
41	CANADA	Edmonton Public Schools - Spruce Avenue	11424 102 St., Edmonton, AB	12504
42	CANADA	Edmonton Public Schools - Steele Heights	14807 59th St., Edmonton, AB	12545
43	CANADA	Edmonton Public Schools - Wheatland	9620 165 St., Edmonton, AB	12551
44	CANADA	Fraser Health Authority - NSA General Hospital	2179 McCallum Rd., Abbotsford, BC	12501
45	CANADA	Fraser Health Authority - Royal Columbia Hospital	330 E. Columbia St., New Westminster, BC	12300
46	CANADA	Fraser Health Authority - Surrey Memorial	15750 98th Ave., Surrey, BC	12536
47	CANADA	Shell Canada Products - Shellburn Laboratory Office Building	201 Kersington Ave., Burnaby, BC	12518
48	CANADA	Shell Canada Products - Shellburn Lumber Building	201 Kersington Ave., Burnaby, BC	12515
49	CANADA	Shell Canada Products - Shellburn Maintenance Building	201 Kersington Ave., Burnaby, BC	12516
50	CANADA	Texas - William Farnel Building	768 Seymour St., Vancouver, BC	12473
51	CANADA	Vancouver Board of Parks & Recreation - BC Pavilion @ Hastings Park	3475 E. Hastings, Vancouver, BC	12477



BIDD #	STATE	Client	JOB SITE/PHYSICAL ADDRESS	WFO Claim Number
52	CANADA	Vancouver Board of Parks & Recreation - Douglas Park C.C.	831 W. 22nd Ave, Vancouver, BC	12478
53	CANADA	Vancouver Board of Parks & Recreation - Marpole Oak C.C.	880 W 59 Ave., Vancouver, BC	12461
54	CANADA	Vancouver Board of Parks & Recreation - Mt. Pleasant C.C.	3161 Ontario St, Vancouver, BC	12482
55	CANADA	Vancouver Board of Parks & Recreation - Riley Park Foot	50 E. 30th Ave, Vancouver, BC	12464
56	CANADA	Vancouver Board of Parks & Recreation - Rupert Park Pitch & Pot Fieldhouse	East 1st Ave, Vancouver, BC	12465
57	CANADA	Vancouver Board of Parks & Recreation - Stanley Park Pavilion Restaurant	Pipeline Rd, Vancouver, BC	12466

## **EXHIBIT 2**

### **LIST OF ADDITIONAL CLAIMS BEING WITHDRAWN**

- Claim No.: 11612 -- Holiday Inn, San Francisco,
- Claim No.: 11520 -- First National Bank -- Hutchinson, Kansas.
- Claim No.: 11212 -- Chateau LeMoyne Hotel -- New Orleans, Louisiana
- Claim No.: 11166 -- Union Hospital -- Elkston, Maryland.
- Claim No.: 10526 -- Saint Luke's Hospital -- Duluth, Minnesota
- Claim No.: 6640 -- Exxon Research and Engineering -- Florham Park,  
New Jersey.
- Claim No.: 6626 -- Exxon Research and Engineering -- Florham Park,  
New Jersey.
- Claim Nos.: 11079, 6740, 10522, 11237, 10971, 10870, & 10878.

**EXHIBIT D**

W R Grace Authorization - PID  
Claim No. 6901/11236  
Bayshore Community Hospital, NJ

09:01 03 10:55a  
Sep 12 03 04:53p

6901/11236

P.E-2

RE: In re Bankruptcy claims for asbestos-containing products

I hereby authorize Speights & Runyan law firm to file proof of claims on our behalf in the following bankruptcies as deemed appropriate due to asbestos-containing products located or previously located in our building: Federal Mogul and W.R. Grace. By signing below, I acknowledge and agree that Speights & Runyan has the authority to file proof of claims on our behalf in these bankruptcies.

Building Name, Physical Address and Square  
Footage of Material Applied if Known:

Bayshore Community Hospital  
727 N Beers St  
Holmdel NJ 07733

Contact Person: Charles Facella  
Phone Number: 732 739 5932  
Fax Number: 732 290 7034  
E-Mail Address: CFAELLA@BCHS

ACKNOWLEDGED AND AGREED:

By: Carolina Nowakoff  
Name:

W R Grace Authorization - PID  
Claim No. 10962  
Children's Hosp. Of Pittsburgh, PA

10962

Exhibit 2

March \_\_\_\_\_, 2003

RE: In re Bankruptcy claims for asbestos-containing products

I Heroby authorize Speights & Runyan law firm to file proof of claims on our behalf in the following bankruptcies as deemed appropriate due to asbestos-containing products located or previously located in our building: Federal Mogul and W.R. Grace & Co.; W.R. Grace & Co.-Cl. By signing below, I acknowledge and agree that Speights & Runyan has the authority to file proof of claims on our behalf in these bankruptcies.

Building Name and Physical Address:

Children's Hospital of Pittsburgh of UPMC  
Health System  
3705 Fifth Avenue  
Pittsburgh, PA 15213

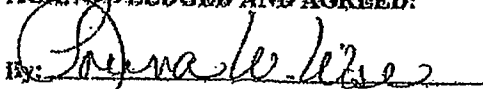
Contact Person: Lorina W. Wise, Associate Counsel

Phone Number: (412) 692-8073

Fax Number: (412) 693-5639

E-Mail Address: lorina.wise@chp.edu

ACKNOWLEDGED AND AGREED:

By:   
Name:



W R Grace Authorization - PID  
Claim No. 14410  
Jameson Memorial Hospital, PA

14410

Exhibit 2

March \_\_\_\_\_, 2003

RE: In re Bankruptcy claims for asbestos-containing products

I Hereby authorize Speights & Runyan law firm to file proof of claims on our behalf in the following bankruptcies as deemed appropriate due to asbestos-containing products located or previously located in our building: Federal Mogul and W.R. Grace & Co.; W.R. Grace & Co.-Ct. By signing below, I acknowledge and agree that Speights & Runyan has the authority to file proof of claims on our behalf in these bankruptcies.

Building Name and Physical Address:

Jameton Memorial Hospital  
1211 Wilmington Ave  
New Castle, PA 16105

Contact Person: Rachel Verdi

Phone Number: 724-656-4089

Fax Number: 724-656-4180

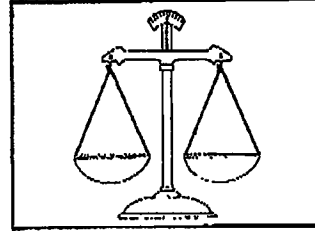
E-Mail Address: rverdi@jametonhealthsystem.com

ACKNOWLEDGED AND AGREED:

By: Rachel C. Verdi  
Name:

**EXHIBIT E**

**SPEIGHTS & RUNYAN,  
ATTORNEYS AT LAW  
P.O. Box 685  
200 Jackson Avenue, East  
Hampton, SC 29924  
(Ph.) 803-943-4444  
(Fax) 803-943-4599**



\*\*\*\*\*

**FACSIMILE TRANSMITTAL SHEET**

**TO:** Kirkland & Ellis, LLP  
**ATTN:** Michelle H. Browdy  
**FROM:** Marion C. Fairey, Jr.  
**FAX #:** (312) 861-2200  
**DATE:** September 22, 2005  
**PAGES:** \_\_\_\_ (including cover sheet)  
**RE:** Grace Bankruptcy  
**MESSAGE:**

*Please route upon receipt. If any pages are missing, please  
contact Stephanie immediately at 803-943-4444.*

\*\*\*\*\*

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**SPEIGHTS & RUNYAN**  
ATTORNEYS AT LAW  
200 JACKSON AVENUE, EAST  
POST OFFICE BOX 885  
HAMPTON, SOUTH CAROLINA 29824  
(803) 943-4444

TELECOPIER  
(803) 943-4899  
EMAIL: BFAIREY@SPEIGHTSRUNYAN.COM

MARION C. FAIREY, JR.

September 21, 2005

**VIA FACSIMILE US MAIL**

Michelle H. Browdy  
Kirkland & Ellis, LLP  
200 East Randolph Drive  
Chicago, Illinois 60601


**Re: W. R. Grace & Co., et al. Debtors**  
**Chapter 11, Case No. 01-1139-JKF**  
**(U.S. Bankruptcy Court, District of Delaware)**

Dear Michelle:

Pursuant to the Court's Order, I am sending you, via electronic means, a series of 21 scanned groups of documents which are copies of those documents giving express written authority to Speights & Runyan to file bankruptcy claims. These 21 batches are divided by claim. If you so request, I will send these hard copies of these documents by overnight mail as well.

If you have any questions please do not hesitate to give me a call.

Sincerely,



Marion C. Fairey, Jr.

MCFjr/smh